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BEFORE THE ARIZONA CORPORATION COMMISSION

DOUG LITTLE
Chairman
BOB STUMP
Commissioner
BOB BURNS
Commissioner
TOM FORESE
Commissioner
ANDY TOBIN
Commissioner

Arizona Corporation Commission

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IN THE MATTER OF THE APPLICATION
OF TRANSTELCO, INC. FOR RESCISSION
OF BOND REQUIREMENT CONTAINED
IN ARIZONA CORPORATION
COMMISSION DECISION NO. 74093.

DOCKET NO. T-20697A-16-0146

DECISION NO. 75695

ORDER

Open Meeting
July 12 and 13, 2016
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On May 2, 2016, Transtelco, Inc. ("Transtelco" or "Applicant") submitted an Application requesting elimination of the bond or letter of credit requirement contained in Decision No. 74093.

Background

2. In Decision No. 71633, dated April 14, 2010, the Arizona Corporation Commission ("Commission") ordered Transtelco to file proof of a performance bond or irrevocable sight draft letter of credit ("ISDLOC") in the amount of \$25,000 and file the original bond or ISDLOC with the Commission's Business Office. On November 4, 2011, Transtelco filed with the Commission proof it had obtained a \$25,000 bond and delivered that original bond to the Business Office.

3. In Decision No. 74093, dated September 23, 2013, the Commission ordered Transtelco to obtain either a performance bond or ISDLOC in the amount of \$100,000, and docket proof of either with the Business Office and file copies with Docket Control. On October 24, 2013,

1 Transtelco filed proof of a bond Change Rider increasing the amount of its \$25,000 bond to \$125,000.

2 Transtelco delivered this original Change Rider to the Business Office.

3 4. Staff has confirmed the Utilities Division is in possession of:

- 4 • An original bond Continuation Certificate for the amount of \$125,000 dated September 25, 2015.
- 5 • An original \$125,000 bond dated September 24, 2014.
- 6 • An original bond Change Rider in the amount of \$125,000 dated October 23, 2013.
- 7 • An original bond in the amount of \$25,000 dated October 31, 2011.
- 8 • An original bond in the amount of \$25,000 dated September 29, 2010.

9 **Compliance**

10 5. According to the Commission Corporations Division, Transtelco is in good standing.

11 The Compliance Section of the Utilities Division reports that Transtelco is currently in compliance.

12 The Consumer Services Section of the Utilities Division reports there are been no complaints or
13 opinions about Transtelco between January 1, 2013, and May 13, 2016. Transtelco filed its 2015
14 Utilities Annual Report on April 18, 2016.

15 **Staff Recommendations**

16 6. The Commission has, in appropriate circumstances, relieved telecommunications
17 providers of the obligation to maintain a performance bond or ISDLOC. Staff recommends
18 Transtelco be relieved of the \$25,000 performance bond or ISDLOC obligation contained in Decision
19 No. 71633, and the \$100,000 performance bond or ISDLOC obligation contained in Decision No.
20 74093.

21 7. The Applicant states that in order to release the bond, it is sufficient for the
22 Commission to include in an ordering paragraph language authorizing the Applicant to cancel, rescind,
23 discontinue and be released from the performance bond or ISDLOC requirements set by Decision
24 Nos. 71633 and 74093 and authorizing the cancellation of the bond.

25 8. Transtelco indicated to Staff the bond should be returned to the following name and
26 address:

27 ...

28 ...

Jorge Robles Nettel
Transtelco, Inc.
500 West Overland Avenue
Suite 310
El Paso, Texas 79901

CONCLUSIONS OF LAW

1. Transtelco, Inc. is a public service corporation within the meaning of Article XV of the Arizona Constitution.

2. The Commission has jurisdiction over Transtelco, Inc. and the subject matter in this filing.

3. The Commission, having reviewed the filing and Staff's Memorandum dated June 21, 2016, concludes that it is in the public interest to approve Transtelco, Inc.'s Application as proposed and discussed herein.

ORDER

IT IS THEREFORE ORDERED that the Application of Transtelco, Inc. to terminate the performance bond requirements contained in Decision Nos. 71633 and 74093 be and hereby is approved.

IT IS FURTHER ORDERED that Transtelco, Inc. may cancel, rescind, discontinue and be released from any performance bond, irrevocable sight draft letter of credit or other instrument obtained in compliance with the performance bond or irrevocable sight draft letter of credit requirements set by Decision Nos. 71633 and 74093.

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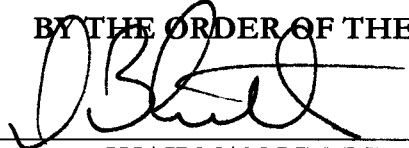
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IT IS FURTHER ORDERED that the bond documentation on file with the Commission on behalf of Transtelco, Inc. be returned to the following name and address provided by the Applicant:

Jorge Robles Nettel
Transtelco, Inc.
500 West Overland Avenue
Suite 310
El Paso, Texas 79901

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

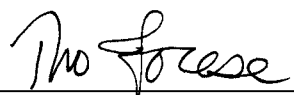
BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION



CHAIRMAN LITTLE



COMMISSIONER STUMP



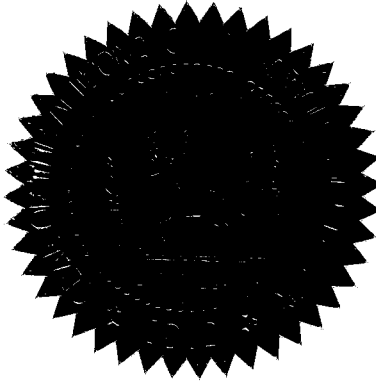
COMMISSIONER FORESE



COMMISSIONER TOBIN



COMMISSIONER BURNS



IN WITNESS WHEREOF, I, JODI A. JERICH, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 5th day of August, 2016.



JODI A. JERICH
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

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